UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW MEXICO

CECILIA SHORT,

Plaintiff,

v.

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY,

Defendant.

No.: 1:17-cv-00451-JCH-KK

STIPULATION OF DISMISSAL WITH PREJUDICE

Plaintiff Cecilia Short and Defendant The Lincoln National Life Insurance Company ("Lincoln") stipulate that Plaintiff's complaint in the above-styled action shall be and the same hereby is dismissed with prejudice pursuant to Fed. R. Civ. P. 41(a)(1)(ii). Each party shall bear her/its own costs and expenses of litigation.

Dated: June 5, 2017

FOR PLAINTIFF:

DONALD D. VIGIL, P.C. 100 Fourteenth St. SW Albuquerque, NM 871

BY: /s/ Donald D. Vigil

FOR DEFENDANT:

STELZNER, WINTER, WARBURTON FLORES, SANCHEZ & DAWES, P.A. 302 Eighth Street NW, Suite 200 P. O. Box 528 Albuquerque, NM 87103 (505) 938-7770

BY: /s/Robert P. Warburton
ROBERT P. WARBURTON

and

Byrne J. Decker, Esq. Kyle N. Kirby, Esq. PIERCE ATWOOD LLP Merrill's Wharf 254 Commercial Street Portland, ME 04101

Attorneys for The Lincoln National Life Insurance Company

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 5th day of June, 2017, I filed the foregoing electronically through the CM/ECF system, which caused the following parties or counsel to be served by electronic means, as more fully reflected on the Notice of Electronic Filing:

Donald D. Vigil [donvigil@donalddvigil.com]
DONALD D. VIGIL, P.C.
100 Fourteenth St. SW
Albuquerque, NM 871

/s/ Robert P. Warburton
Robert P. Warburton